

CHAPTER 1

GENERAL PROVISIONS

Part A - Introduction

1-100 Purpose

Armed Services Commissary Regulations (ASCR) establish uniform policies relating to operating Army, Navy, Air Force, and Marine Corps commissaries. Supplementary rules, regulations, and directives of the Military Departments, not in conflict with these regulations or their amendments, shall remain in effect and be enforced. These regulations are not intended to cover detailed procedures or instructions of the respective Military Departments.

1-101 Numbering

The numbering system of this Regulation is designed to permit insertion of additional sections, paragraphs, and pages within the appropriate chapter and part when revisions are issued.

1-102 Citation of Regulations

"The Armed Services Commissary Regulations," and any paragraph may be cited as "ASCR" followed by the paragraph number; thus, this paragraph would be cited as ASCR 1-102.

1-103 Deviations from ASCRS

Deviations from the requirements of ASCRS shall be made only in cases of emergency, and such deviations shall be effective only until the emergency ends or until a proposed amendment can be submitted to the the Assistant Secretary of Defense Force Management and Personnel (ASD(FM&P)) for consideration. A report of any deviation shall be furnished to the ASD(FM&P) and to the Military Department concerned.

Part B - Definition of Terms

1-201.1 Military Departments

The Department of the Army, the Department of the Navy, and the Department of the Air Force.

1-201.2 Military Services

The U.S. Army, the U.S. Navy, the U.S. Air Force, the U.S. Marine Corps, and the U.S. Coast Guard.

1-201.3 Uniformed Services

Unless otherwise specified, the Army, Navy, Air Force, Marine Corps, Coast Guard, commissioned officers of the Public Health Service, and commissioned officers, ship's officers, and members of the crews of vessels of the National Oceanic and Atmospheric Administration (NOAA).

1-201.4 Uniformed Personnel

Members of the Army, Navy, Air Force, Marine Corps, Coast Guard, commissioned officers, ship's officers, members of the crews of vessels of the NOAA, commissioned officers of the Public Health Service, and members of the Reserve components as defined in sections 1-201.5 and 1-201.13, below, on extended active duty or on active duty for training.

1-201.5 Reserve Components

The Army National Guard and Air National Guard of the United States, the Army Reserve, the Naval Reserve, the Air Force Reserve, the Marine Corps Reserve, and the Coast Guard Reserve.

1-201.6 Dependent

Any of the following:

- a. A lawful spouse. This includes the separated spouse of the sponsor.
- b. Unremarried former spouse of a member or former member, married to the member or former member for a period of at least 20 years, during which period the member or former member performed at least 20 years of service that is creditable in determining the member's or former member's eligibility for retired or retainer pay, or equivalent pay; and the dependents of such former spouse if before the divorce, the person (dependent) was living in a home provided by or for an authorized sponsor and was dependent on the sponsor for over 50 percent of his or her support Public Law (P.L. 97-252 references (a) and (b)).
- c. Children who are under 21 years old, unmarried, and who are, in fact, dependent for over half of their support from the sponsor.
- d. Children who are 21 years old or over, unmarried, who are, in fact, dependent for over half of their support from the sponsor, and who are either incapable of self-support because of a mental or physical incapacity, or have not passed their 23rd birthday and are enrolled in a full-time course of study at an approved institute of higher learning.
- e. Parents, including father, mother, father-in-law, mother-in-law, step-parents and parents by adoption who are in fact dependent for over half of their support from the sponsor.
- f. The DoD Military Pay and Allowances Entitlements Manual (reference (b)) shall be used to determine dependency status in questionable cases.

1-201.7 Surviving Spouse

A widow or widower who has not remarried, or who, if remarried, has through divorce, annulment, or the death of the spouse become unmarried. This category also includes an unremarried former spouse who was married to a member or former member for at least 20 years, during which period the member or former member performed at least 20 years of service that is creditable in determining the member or former member's eligibility for retired or retainer pay, **or** equivalent pay in accordance with reference a.

1-201.8 Orphan

The surviving child, including one who is adopted, of a deceased uniformed service member, retired uniformed service member, recipient of the Medal of Honor, or totally (100%) disabled former member. The child must be under the age of 21; or if 21 or over incapable of self-support because of a mental or physical incapacity; or under 23, and enrolled in a full-time course of study

at an approved institute of higher learning. The surviving child must have been a dependent under definition 1-201.6, above, at the time of the parents death.

1-201.9 Surviving Dependent Parents

The surviving dependent parents, as defined in 1-201.6.e. , above, of a deceased uniformed service member, retired uniformed service member, or recipient of the Medal of Honor, or totally (100%) disabled former member. The surviving parents concerned must have been dependents as outlined in 1-201.6, above, residing in the household maintained by or for an authorized sponsor, and have been granted commissary privileges before the sponsor's death.

1-201.10 Retired Personnel

a. All personnel carried on the official retired lists of the uniformed Services as defined in paragraph 1-201.3, above, who are retired with pay or granted retirement pay for physical disability.

b. All members of the Reserve components as defined in paragraph 1-201.5, above, retired with pay, or granted retired pay for physical disability.

c. Retired officers and crews of vessels, light keepers, and depot keepers of the former Lighthouse Service. (See Section 754a reference (c).)

d. Retired commissioned officers, ship's officers and members of the crews of vessels of the Coast and Geodetic Survey. (See Section 868a, reference (c).))

e. Retired commissioned officers of the Environmental Science Services Administration (currently known as National Oceanic and Atmospheric Administration) (NOAA).

1-201.11 Agent

a. A specific named person may be authorized on a temporary basis (not exceeding 1 year unless extended for continuing hardship) by the commanding officer, at the command level designated by the Military Department concerned, to shop for an authorized patron under one of the following conditions:

1. In extreme hardship cases.

2. When no adult dependent member is capable of shopping due to sickness or because of stationing away from his or her household.

b. Any person chosen by a blinded or other severely disabled eligible patron to accompany and assist the authorized patron in shopping. At the command level, designated by the respective Military Departments, commanding officers may issue letters of authorization containing the following or similar statement:

" (name of patron) , the bearer of Uniformed Services Identification and Privilege Card No. _____ , is authorized to be accompanied by a person of his or her choice while shopping in a military commissary (and exchange, if applicable)."

The statement should authorize the patron to use any commissary (or exchange). These may be authorized on a permanent basis if the disability is certified as permanent by appropriate military medical authority.

c. In the case of an official organization or activity, an agent is a representative designated in writing by the person responsible for the organization or activity authorized the commissary entitlement.

1-201.12 Extended Active Duty

Full-time duty in the active military service of the United States, entered into with the original expectation of serving for an indefinite or stated period of time, other than active duty for training.

1-201.13 Active Duty for Training

The period in which a Reserve component member is in an active duty status and entitled to basic pay and allowances under Section 204 (reference (d)), for full-time training or other full-time duty.

1-201.14 Commissary

Any military retail sales outlet operated under the authority of this Regulation. Separate outlets for purposes of this Regulation are based upon geographic location, i.e., operated under one roof. Each separate operating location shall be considered a commissary regardless of sales volume or **management/accountability** structure. This includes outlets on the same installation or a previously designated annex, branch, or satellite store. Individual facilities under the same roof that are structured to operate at the convenience of the customer represent one commissary. Commissaries shall be sited for the convenience of active duty military patrons.

1-201.15 Overseas

For purposes of this Regulation "Overseas" applies to other than the 50 United States. Puerto Rico and Guam will be considered as "Overseas". The acronym "CONUS" refers to the 48 contiguous states.